IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE.

WRIT PETITION NO. 8366 OF 2005.

United Mazdoor Union ... Petitioner.
V/s.
Bhawarlal B. Jain & ors. ... Respondents.

Shri Y.M. Pendse for the petitioner.

Shri V.P. Vaidya for the respondents.

CORAM : V.C.DAGA, J.

DATED : 13.9.2006.

P.C. :

. Rule returnable forthwith. By consent taken up for hearing forthwith.

2. This petition is directed against the order dated 9.11.2005 passed by the Industrial Tribunal, Thane, whereby petitioner was directed to furnish detailed addresses of the impleaded parties to the reference proceeding, with a further direction that in the event of failure to furnish complete addresses of the said parties, their names will be deleted from the array of parties.

3. Learned Counsel appearing for the petitioner submitted that whatever addresses were available with them were disclosed in the Tribunal. However, petitioner-original Party No.2 is not aware about the changed addresses of the said impleaded parties. Petitioner, cannot, therefore, furnish fresh

addresses of the parties. In that view of the matter, it would be open for the petitioner to serve the impleaded persons by news paper publication, following provisions of Order 5 Rule 20 of the Code of Civil Procedure.

4. Learned Counsel for the petitioner undertakes to serve the said added parties within four weeks from today. In view of the statement made, the impugned order is liable to be quashed and set aside. learned Counsel for the respondent has no objection for permitting the petitioner to serve the newly added parties through news paper publication. Petition accordingly stands disposed of in terms of this order with no order as to costs.

5. Parties to act on authenticated copy of this order.

(V.C.DAGA,J.)